

Senate Bill 1528

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SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Directs Department of Human Services to provide specified services to individuals with brain injuries and to convene Traumatic Brain Injury Advisory Committee. Requires department to report to Legislative Assembly during odd-numbered year regular sessions on services provided and number of individuals served.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to brain injuries; and declaring an emergency.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. (1) As used in this section, "brain injury" means damage to the brain from**
5 **an internal or external source that occurs after birth and is not congenital, degenerative or**
6 **hereditary, that results in total or partial impairment in critical functions, including but not**
7 **limited to attention, memory, reasoning, problem solving, processing speed, decision-making,**
8 **learning, perception, sensing, speech and language, motor and physical function or**
9 **psychosocial behavior and is of sufficient severity to produce partial or total disability.**

10 **(2)(a) The Department of Human Services shall provide the following services to individ-**
11 **uals with brain injuries, delivered in a person-centered manner and in collaboration with the**
12 **individual:**

13 **(A) Service coordination;**

14 **(B) Resource facilitation;**

15 **(C) Advocacy; and**

16 **(D) Options counseling.**

17 **(b) Services provided under this subsection may not include institutionalization,**
18 **hospitalization or medication.**

19 **(3) The department is authorized, but not required, to contract with or provide grants**
20 **to third parties to provide services described in subsection (2) of this section.**

21 **(4)(a) The department shall convene a Traumatic Brain Injury Advisory Committee to**
22 **advise the department in the development of traumatic brain injury programs, services de-**
23 **scribed in subsection (2) of this section and other activities that the department may develop**
24 **to address the needs of individuals with traumatic brain injuries.**

25 **(b) The membership of the advisory committee must consist of between six and 12 indi-**
26 **viduals with experience in traumatic brain injuries and be broadly representative of the ge-**
27 **ographic areas of this state. At least one-third of the members must have a traumatic brain**
28 **injury.**

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 (c) Members of the advisory committee are entitled to compensation and actual and
2 necessary travel or other expenses incurred in the performance of their official duties as
3 specified for qualified members of boards or commissions in ORS 292.495.

4 **SECTION 2.** During each odd-numbered year regular session of the Legislative Assembly,
5 the Department of Human Services shall report to the Joint Committee on Ways and Means
6 and the committees of the Legislative Assembly related to health or human services, in the
7 manner provided in ORS 192.245, on the:

8 (1) Types of services provided under section 1 of this 2022 Act;

9 (2) Number of individuals with brain injuries who received services described in section
10 1 (2) of this 2022 Act;

11 (3) Barriers faced by individuals with traumatic brain injuries in accessing needed ser-
12 vices; and

13 (4) Needs of individuals with traumatic brain injuries that are not being met by any
14 known provider or other entity in this state.

15 **SECTION 3.** In addition to and not in lieu of any other appropriation, there is appropri-
16 ated to the Department of Human Services, for the biennium ending June 30, 2023, out of the
17 General Fund, the amount of \$_____, which may be expended to carry out the provisions
18 of section 1 of this 2022 Act.

19 **SECTION 4.** This 2022 Act being necessary for the immediate preservation of the public
20 peace, health and safety, an emergency is declared to exist, and this 2022 Act takes effect
21 on its passage.
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